

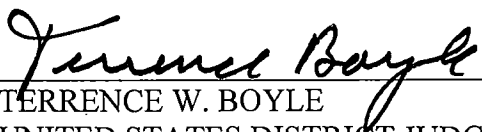
In his motion, defendant makes claims about his attorney's representation and asks to be resentenced. The relief which defendant seeks is that which would be provided by a successful

motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255. Accordingly, the Court NOTIFIES defendant of its intent to construe his letter as a § 2255 motion. The clerk is DIRECTED to send to defendant the necessary forms for filing a motion to vacate in this Court. Defendant shall either return the § 225 5 forms, confirming his intent to pursue such motion, or notify the Court of his intent to withdraw such motion not later than August 24, 2018. The Court warns petitioner of the effects of filing a motion pursuant to § 2255 and advises him as to the requirements of § 2255. *See Castro v. United States*, 540 U.S. 375, 377, 383 (2003); *see also United States v. Emmanuel*, 288 F.3d 644, 649 (4th Cir. 2002).

CONCLUSION

The Court shall construe defendant's letter [DE 138] as a motion pursuant to 28 U.S.C. § 2255 in the absence of defendant's providing notice to the Court to the contrary on or before August 24, 2018. The Clerk is DIRECTED to provide defendant with the forms to file a motion to vacate in this Court.

SO ORDERED, this 26 day of July, 2018.


TERRENCE W. BOYLE
UNITED STATES DISTRICT JUDGE